

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application No. 78/228,678

Date of Publication: June 15, 2004

Mark: AVIDIAN

EVIDIAN, S.A.

Opposer,

v.

AVIDIAN, LLC

Applicant.

Opposition No. 91161274

REQUEST FOR RESUMPTION OF PROCEEDINGS

Assistant of Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

Sir:

EVIDIAN, S.A., Opposer, by and through its attorneys, hereby requests that proceedings in this matter be resumed on or before April 1, 2005.

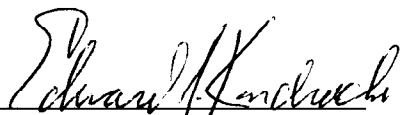
Proceedings were suspended by order of December 26, 2004 pending negotiations for possible settlement of this case. Inasmuch as settlement does not now appear to be in the making, it would be appropriate to resume proceedings and reset trial dates.

Assuming the proceedings are resumed as of April 1, 2005, the trial dates would be set as follows:

Proceedings resume	April 1, 2005
Answer of Applicant Due	May 1, 2005
Discovery period to close	July 1, 2005
Thirty day testimony period for party in position of Plaintiff to close	September 29, 2005
Thirty day testimony period for party in position of Defendant to close	November 14, 2005
15 day rebuttal testimony period to close	December 29, 2005

Respectfully submitted,

MILES & STOCKBRIDGE P.C.

By: 
Edward J. Kondracki
Attorney for the Opposer

MILES & STOCKBRIDGE, P.C.
1751 Pinnacle Drive
Suite 500
McLean, VA 22102-3833
Telephone: (703) 610-8626
#9221235v1


CERTIFICATE OF SERVICE

I hereby certify that this 24th day of February , 2005, one copy of the foregoing REQUEST FOR RESUMPTION OF PROCEEDINGS was served upon Applicant by mailing the same, first class postage prepaid, to Applicant's counsel of record:

Brent D. Sanders, Esq.
Perkins Coie LLP
1201 Third Avenue
Suite 4800
Seattle, WA 98101

Date: _____

2/24/05


Edward J. Kondracki